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11 *Attorneys for City of Reno*

12 UNITED STATES DISTRICT COURT

13 DISTRICT OF NEVADA

14 \* \* ◇ \* \*

15 DANCERS JANE DOE 1-166, inclusive  
16 and FANTASY GIRLS, LLC,

17 Plaintiff, CASE NO.: 3:18-cv-00285-MMD-WGC

18 vs.

19 STATEMENT REGARDING  
20 REMOVAL

21 CITY ATTORNEY KARL HALL, CITY  
22 OF RENO, ELITE INVESTIGATIONS  
23 and DOES 1-10

24 Defendants.

25 /

26 Defendants City Attorney Karl Hall and City Of Reno hereby provides the following  
27 information:

- 28
- 29 1. Defendant City Attorney Karl Hall and City Of Reno was served with a copy of the  
30 summons and complaint on June 12, 2018.
  - 31 2. The removal at issue in this case is based upon federal question jurisdiction and not  
32 diversity jurisdiction.
  - 33 3. The Amended Notice of Removal in this case was filed on June 15, 2018, within 4  
34 days of service of the summons and complaint.

4. The state court action in this case commenced on May 30, 2018, when Plaintiffs filed a complaint in the Second Judicial District Court of the State of Nevada. The Complaint and Summons was served on the City Attorney Karl Hall and City of Reno on June 12, 2018. The Amended Notice of Removal was filed on June 15, 2018, within 4 days of service of the Complaint and Summons.

5. City Attorney Karl Hall and City of Reno are the only Defendants who have been properly served with a Summons and Complaint in this action. Defendant Elite Investigations has not been properly served with a Summons and Complaint. However, Elite Investigations received a copy of the Complaint on June 13, 2018 via mail. Co-Defendants who have not been properly served need not join in the Notice of Removal. *Destfino v. Reiswig*, 630 F. 3d 952, 955 (9<sup>th</sup> Cir. 2011). Pursuant to 28 U.S.C. § 1446(b)(2)(A), only those Defendants who have been properly joined and served must join in or consent to the removal of the action. Nevertheless, Defendant Elite Investigations does consent to the removal of this action.

RESPECTFULLY SUBMITTED,

DATED this 15 day of June, 2018.

KARL S. HALL  
Reno City Attorney

By: William E. Cooper  
WILLIAM E. COOPER  
Deputy City Attorney  
Nevada State Bar #2213  
Post Office Box 1900  
Reno, Nevada 89505  
*Attorneys for City of Reno*

**CERTIFICATE OF SERVICE**

Pursuant to FRCP 5(b), I certify that I am an employee of the RENO CITY ATTORNEY'S OFFICE, and that on this date, I am serving the foregoing document(s)

## **STATEMENT REGARDING REMOVAL**

on the party(s) set forth below by:

Placing an original or true copy thereof in a sealed envelope placed for collection and mailing in the United States Mail, at Reno, Nevada, postage prepaid, following ordinary business practices.

Personal delivery.

CM/ECF electronic service

X Emailed to: Fahrendorf, Viloria, Oliphant & Oster, L.L.P.

Federal Express or other overnight delivery.

Reno/Carson Messenger Service.

addressed as follows:

Mark R. Thierman, Esq.  
Joshua D. Buck, Esq.  
Leah L. Jones, Esq.  
7287 Lakeside Drive  
Reno, NV 89511

Jeremy B. Clarke, Esq.  
Fahrendorf, Viloria, Oliphant & Oster, L.L.P.  
327 California Ave.  
P.O. Box 62  
Reno, NV 89504

*Attorneys for Plaintiffs*

*Attorney for Defendant Elite Investigations*

DATED this 15<sup>th</sup> day of June, 2018

By: Terri Strickland  
Terri Strickland  
Legal Assistant